

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

E3 BIOFUELS, LLC,

Plaintiff,

vs.

**BIOTHANE, LLC, successor in interest
and liability to BIOTHANE
CORPORATION; and PERENNIAL
ENERGY, INC.,**

Defendants.

CASE NO. 8:11CV44

JUDGMENT

In accordance with the accompanying Memorandum and Order,

IT IS ORDERED:

1. The Joint Motion for Summary Judgment (Filing No. 381) filed by Defendants Biothane, LLC and Perennial Energy Co., is granted;
2. Each of the claims asserted by Plaintiff E3 Biofuels, LLC, against Defendants Biothane, LLC and Perennial Energy Co., is dismissed, with prejudice;
3. All other pending motions are denied as moot; and
4. The parties will bear their own costs and attorney fees.

Dated this 19th day of March, 2014.

BY THE COURT:

s/Laurie Smith Camp
Chief United States District Judge